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OF COUNSEL:
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September 28, 2017

VIA, ELECTRONIC FILING

The Honorable Jocelyn Boyd
Chief Clerk and Administrator
The Public Service Commission of South Carolina
101 Executive Center Drive
Columbia, South Carolina 29210

Re: • **Docket Number 2017-10-E**
• **Petition to Intervene**

Dear Ms. Boyd:

Enclosed for filing is Petitioner Newberry Solar I, LLC's Petition to Intervene, Cover Sheet and Certificate of Service.

All parties of record have been served. Please notify the undersigned if you there is anything else you may need.

Respectfully Submitted,

/s/ _____
Richard L. Whitt

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**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2017-10-E**

IN RE: Duke Energy Carolinas, LLC's
2017 Integrated Resource Plan (IRP)

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**PETITION
TO
INTERVENE**

INTRODUCTION

On September 1, 2017, Duke Energy Carolinas, LLC, (“DEC”), through counsel, filed its annual Integrated Resource Plan (“IRP”), Report in Commission Docket 2017-10-E. DEC, in its correspondence, sought Commission approval to protect certain information that it claimed was, “...confidential and proprietary....” The South Carolina Office of Regulatory Staff, through its counsel, filed a formal objection to DEC’s request. The Commission asked DEC to respond to ORS’ objection and a decision will be rendered in the near future. Petitioner herein is Newberry Solar I, LLC. This Petition to Intervene is filed pursuant to R. 103-825, of this Commission’s Rules and Regulations and other applicable Rules and Regulations. Petitioner seeks approval to intervene and be made a party of record in the above-referenced Docket, with full rights of participation.

PETITIONER

Newberry Solar I, LLC.

1. Newberry Solar I, LLC, (“Newberry Solar”), is an affiliated company of Adger Solar, LLC. Newberry Solar is a Delaware Limited Liability Corporation, duly organized and domesticated to conduct business in the State of South Carolina. Adger Solar, LLC is a utility-scale solar development firm based in Bluffton, South Carolina. Adger Solar has been active in South Carolina since 2014, and currently has over 500 MW of solar farms under development in South Carolina. The Adger Solar management team and its investors have led the development of over 9,000 MW of operating utility-scale wind and solar projects in the United States.

Request for Intervenor Status.

2. Newberry Solar is financially impacted by DEC's filing, as is outlined in more detail hereinbelow.

3. Specifically, Petitioner, Newberry Solar plans to conduct business in DEC's assigned territory, including sales to DEC's Consumers and Petitioner has a material interest in DEC's filing.

DEC'S Filing.

4. DEC's annual IRP filing outlines potential infrastructure which will be needed to match DEC's forecasted electricity requirements. DEC's IRP filing should contain a demand and energy forecast and the utility's acceptable plan for meeting DEC's forecast requirements.

5. As outlined herein, Petitioner has substantial business interests in DEC's assigned territory in South Carolina.

6. Petitioner's position is that Petitioner has a direct and substantial interest in this Docket, concerning this Commission's review of DEC's filing in South Carolina and Petitioner's interests cannot be adequately addressed by any other party. Petitioner's further position is that Petitioner will be impacted by DEC's IRP planning, which necessarily influences DEC's decision making, concerning demand-side and supply-side resources and those decisions impact the cost of electricity for South Carolina consumers. Therefore, the specifics of DEC's IRP are important to Petitioner from a financial standpoint. Petitioner's further position is that Intervention will aid this Commission, by assisting in the development of a full and fair record to address the important issue raised in this Docket. As shown above, Petitioner has a direct and material interest in DEC's filing, and this Commission's review.

7. This Commission contemplated intervention in IRP filings, as stated in this Commission's Order No. 2012-97. This Petition to Intervene is timely filed with this Commission.

8. Furthermore, Petitioner's Intervention is consistent with this Commission's long standing policy, "...in encouraging maximum public participation in issues before the Commission, and [Intervention] [is] allowed so that a full and complete record addressing...views and concerns can be developed." (Order No.: 2005-725, in Docket No.: 2005-270-G, dated December 16, 2005).

9. Petitioner should be allowed to intervene in this Docket, with full rights of cross examination, discovery and participation in any Hearing to be scheduled in this Docket.

PETITION TO INTERVENE

10. The granting of Newberry Solar's Petition to Intervene is (i) in the public interest (ii) consistent with the policies of this Commission in encouraging maximum public participation in issues before it and intervention should be allowed so that a full and complete record addressing its views and concerns can be developed and (iii) contemplated in this Commission's Order 2012-97.

11. Newberry Solar I, LLC is represented by counsel in this proceeding:

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WHEREFORE, Petitioner prays for the following relief:

(a) That this Petition to Intervene be accepted and that Petitioner, Newberry Solar be made a party of record;

(b) That Petitioner, Newberry Solar be allowed to participate fully in this proceeding and take such positions as it deems advisable; and

(c) For such other and further relief as is just and proper.

Respectfully Submitted,

/s/

Richard L. Whitt,
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508 Hampton Street, Suite 300
Columbia South Carolina, 29201
803-251-7442
Counsel for Newberry Solar I, LLC

September 28, 2017
Columbia, South Carolina

**BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2017-10-E**

IN RE: Duke Energy Carolinas, LLC's
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CERTIFICATE OF SERVICE

I, Carrie A. Schurg, an employee of Austin & Rogers, P.A., certify that I have served copies of the Cover Sheet, Petitioner, Newberry Solar's Petition to Intervene and this Certificate of Service, as indicated below, via electronic mail on September 28, 2017.

Frank R. Ellerbe, III
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/s/ _____
Carrie A. Schurg

September 28, 2017
Columbia, South Carolina